

Bereskin & Parr



Meadowvale Corporate Centre, 2000 Argentia Road
Plaza 4, Suite 430, Mississauga, Ontario, Canada L5N 1W1
t: 905 812 3600 f: 905 814 0031

Copies

OFFICIAL

TELEFAX TRANSMITTALTO: Examiner John FordFIRM: USPTOFAX NO.: 703-308-7764 \ 703-872-9306FROM: Leslie TaggartDATE: August 12, 2003

FAX RECEIVED

PAGES: 29
(Including cover sheet)

AUG 15 2003

File No.: 9351-21Lawyer No.: 023

GROUP 3700

If transmission is interrupted or of poor quality, please notify us immediately by calling
Leslie Taggart at (905) 812-3600, ext. 6539

COMMENTS:Please forward immediately to Examiner.

Further to your voicemail message this afternoon and in response to the Notice of
Abandonment mailed July 21, 2003, please find enclosed a copy of our response and
acknowledgement postcard date stamped June 3, 2004 (which should be 2003).

CONFIDENTIAL

This communication may contain information that is privileged or confidential and is intended only for the
use of the individual to whom it is addressed. Any other distribution, copying or disclosure is strictly
prohibited. If you have received this communication in error, please notify us immediately by telephone
and return the original message to us by mail. Thank you.

THE PATENT AND TRADEMARK OFFICE ACKNOWLEDGES AND
HAS STAMPED HEREON THE DATE OF RECEIPT OF THE
ITEMS CHECKED BELOW

DATE May 30 2003Applicant: CARGNELL et al.File No. 9351-21Title of Invention Humidification and Temperature ControlSerial No. 09/628,929Filing Date: July 28, 2000Patent No. n/aDue Date: June 11, 2003Method of Payment: chequeAmount: \$1,970.00

APPLICATION PAPERS:

OTHER PAPERS

- ☐ Abstract
☐ Application Data Sheet
☐ Claims (No. of Claims _____)
☐ Continued Prosecution Application
(CPA) Request Transmittal
☒ Fee Transmittal
☒ Formal/Informal Drawings (2 Sheets)
☐ New Design Patent Appln. Transmittal
☐ New Plant Patent Appln. Transmittal
☐ New Utility Patent Appln. Transmittal
☐ Provisional Appln. for Patent Cover Sheet
☐ Specification (No. of Pages _____)

- ☐ Assignment
☐ Declaration/Oath
☐ Information Disclosure Statement
☐ Issue Fee
☐ Letter
☐ Maintenance Fee Transmittal Form
☐ Preliminary Amendment
☐ Priority Document
☒ Request for Ext. of Time
☒ Resp. to Office Action Dated Dec 11/02
☒ Transmittal Form
☒ Substitute specification

STAMP
HERE

RECEIVED

JUN - 3 2003

TECHNOLOGY CENTER 3700

RECEIVED

JUN 10 2003

BERESKIN & PARR

Bereskin and Parr
Box 401, 40 King Street West
Toronto, Ontario Canada
M5H 3Y2

PTO/SB/21 (05-03)

Approved for use through 04/30/2003. OMB 0851-0031

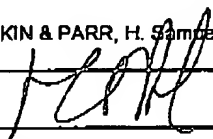
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/628,929
	Filing Date	July 28, 2000
	First Named Inventor	Joe Cargnelli
	Art Unit	3743
	Examiner Name	J. Ford
Total Number of Pages in This Submission	Attorney Docket Number	9351-21

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
<div style="float: right; font-size: 1.2em; font-weight: bold;">FAX RECEIVED</div> <div style="float: right; text-align: left;">AUG 15 2003</div> <div style="float: right; text-align: left;">GROUP 3700</div>		
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	BERESKIN & PARR, H. Samuel Frost
Signature	
Date	May 30, 2003

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name			
Signature		Date	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/12/05/03

Approved for use through 04/30/2003. OMB 0551-0002
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**FEE TRANSMITTAL
for FY 2003**

Effective 01/01/2003, Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$) 1,970.00

Complete if Known

Application Number: 09/628,929
 Filing Date: July 28, 2000
 First Named Inventor: Abe Cargnelli
 Examiner Name: J. Ford
 Art. Unit: 3743
 Attorney Docket No.: 9351-21

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None
☒ Deposit Account
 Deposit Account Number: 022095
 Deposit Account Name: Bereskin & Parr

The Director is authorized to: (check all that apply)
☐ Charge fees indicated below ☒ Credit any overpayments
☒ Charge any additional fee(s) during the pendency of this application
☐ Charge fee(s) indicated below, except for the filing fee
 to the above identified deposit account

FEE CALCULATION**1. BASIC FILING FEE**

Large Entity - Small Entity	Fee Code (\$)	Fee Description	Fee Paid
1001	750	Utility filing fee	750.00
1002	330	Design filing fee	330.00
1003	520	Plant filing fee	520.00
1004	750	Reissue filing fee	750.00
1005	180	Provisional filing fee	180.00
SUBTOTAL (1)			0.00

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Extra Claims	Fee from below	Fee Paid
Total Claims: 20	0.00	0.00
Independent Claims: 3	0.00	0.00
Multiple Dependent Claims: 17	0.00	0.00

Large Entity - Small Entity	Fee Code (\$)	Fee Description	Fee Paid
1202	18	Claims in excess of 20	18.00
1201	84	Independent claims in excess of 3	84.00
1203	260	Multiple dependent claim, if not paid	260.00
1204	84	Reissue independent claims over original patent	84.00
1205	18	Reissue claims in excess of 20 and over original patent	18.00
SUBTOTAL (2)			0.00

or number previously paid, if greater. For Reissues, see above.

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity - Small Entity	Fee Code (\$)	Fee Description	Fee Paid
1051	130	2051 - 130 Surcharge - late filing fee, post	130.00
1052	50	2052 - 25 Surcharge - late provisional filing fee	50.00
1053	130	1053 - 130 Non-English specification	130.00
1812	520	1812 - 520 Filing a request for ex parte reexamination	520.00
1804	920	1804 - 920 Requesting publication of SIR prior to examining action	920.00
1805	1,840	1805 - 1,840 Requesting publication of SIR after examining action	1,840.00
1251	110	2251 - 55 Extension for reply within first month	110.00
1252	230	2252 - 205 Extension for reply within second month	230.00
1253	350	2253 - 485 Extension for reply within third month	350.00
1254	470	2254 - 725 Extension for reply within fourth month	470.00
1255	590	2255 - 845 Extension for reply within fifth month	590.00
1401	320	2401 - 160 Notice of Appeal	320.00
1402	320	2402 - 160 Filing a brief in support of an appeal	320.00
1403	280	2403 - 140 Request for oral hearing	280.00
1451	1,510	2451 - 1,510 Petition to institute a public use proceeding	1,510.00
1452	110	2452 - 45 Petition to revive - nonabandonable	110.00
1453	1,300	2453 - 1,300 Petition to revive - abandonment	1,300.00
1501	1,300	2501 - 650 Utility issue fee (or reissue)	1,300.00
1502	270	2502 - 235 Design issue fee	270.00
1503	530	2503 - 315 Plant issue fee	530.00
1460	130	2460 - 130 Extension to the Commissioner	130.00
1807	50	1807 - 50 Processing fee under 37 CFR 1.17(g)	50.00
1808	180	1808 - 180 Submission of information disclosure statement	180.00
18021	240	18021 - 240 Recording patent assignment, property times number of properties	240.00
1808	750	2808 - 375 Filing a submission after final rejection (37 CFR 1.129(a))	750.00
1810	750	2810 - 375 Filing an additional invention to be examined (37 CFR 1.29(b))	750.00
1801	750	2801 - 375 Request for Continued Examination (RCE)	750.00
1802	900	1802 - 900 Request for expedited examination of a design application	900.00
Other fee (specify):			
Reduced by Basic Filing Fee Paid			
SUBTOTAL (3)			1,970.00

SUBMITTED BY

Name (Print Type): Ft. Samuel Frost
 Signature: [Signature]

Registration No.
(Attorney/Agent)

31-696

(Complete if applicable)

Telephone: (416) 364-7311

Date: May 30, 2003

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 422 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS